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9 UNITED STATES DISTRICT COURT
10 SOUTHERN DISTRICT OF CALIFORNIA

11 SUI HUAN CAO,) Civil Case No. 08cv0511-DMS (BLM)
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14 MICHAEL CHERTOFF, Secretary of the)
Department of Homeland Security;) JOINT MOTION TO DISMISS WITHOUT
15 MICHAEL MUKASEY, Attorney General;) PREJUDICE
16 ROBIN F. BAKER, Director of San Diego)
Field Office; U.S. Immigration and)
Customs Enforcement; JOHN A.)
17 GARZON, Officer-in-Charge,)
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21 COME NOW THE PARTIES, Petitioner Sui Huan Cao, by and through counsel, Janet C. Tung,
22 and Defendants Michael Chertoff, et al., by and through their counsel, Karen P. Hewitt, United States
23 Attorney, Raven M. Norris and Caroline J. Clark, Assistant United States Attorneys, and hereby jointly
24 move the Court to dismiss this Petition for Writ of Habeas Corpus without prejudice.

25 The parties have resolved the matters as Petitioner has been released from custody under an
26 order of supervision. The Petition is now moot. The parties agreed that the above-captioned case would
27 be dismissed without prejudice. The parties further agreed that each party will bear its own fees and
28 costs of suit.

1 Therefore, the parties respectfully request that the Court enter an order dismissing the Petition
2 without prejudice.

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4 DATED: June 2, 2008

s/ Janet C. Tung

5 JANET C. TUNG
6 Attorney for Petitioner
7 E-Mail: janet_tung@fd.org

8 Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures
9 of the United States District Court for the Southern District of California, I certify that the content of
10 this document is acceptable to counsel for the Petitioner and that I have obtained authorization from
11 Janet C. Tung to affix her electronic signature to this document.

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13 DATED: June 2, 2008

KAREN P. HEWITT
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14 RAVEN M. NORRIS
15 Assistant United States Attorney

16 s/ Caroline J. Clark

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